

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

FIRST APPEAL No 1573 of 1980

with

FIRST APPEAL No 411 of 1981

For Approval and Signature:

Hon'ble MR.JUSTICE M.H.KADRI

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?

4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge? : NO

SHAILBALA @ AMIVARSHA

D/O SHANTILAL KALIDAS

Versus

VALLABHDAS H PARIKH

Appearance:

1. First Appeal No. 1573 of 1980
MR KV SHELAT for Petitioner
MR KS NANAVATI for Respondent No. 1
MR MD PANDYA for Respondent No. 2

2. First Appeal No. 411 of 1981
MR BH MEHTA for Petitioner
MR MD PANDYA for Respondent No. 1

CORAM : MR.JUSTICE M.H.KADRI

Date of decision: 20/04/2000

COMMON JUDGEMENT

In both these appeals, subject matter is the first floor of the property bearing Municipal Census No.850-1 for which possession was sought by the original plaintiff by filing Civil Suit No. 806/76.

Pending hearing of these appeals, parties have amicably settled their disputes out of court and the possession of the first floor of the suit property bearing Municipal Census No. 850-1 situated near Gaekwad Haveli, has been handed over to respondent no.1. Learned counsel Mr. K.V.Shelat has produced zerox copy of the original agreement duly notarized.

In view of the agreement arrived at between the parties dated 13th September, 1999 and having noted the contents thereof and as the parties have amicably settled their disputes out of Court, learned counsel for the appellant seeks permission to withdraw both these appeals. Permission is granted. First Appeal Nos. 1573/80 and 411/81 stand disposed of as withdrawn. No order as to costs. Zerox copy of the agreement which is duly notarized, is ordered to be kept on record of these First Appeals.

20.4.2000 [M.H. KADRI, J]

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